

HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ petition No. 165 of 2006 (SS)

Constable 40668 Jai Chand s/o Ram Chand
31st Btn. PAC, Rudrapur. Petitioner

Versus

1. Union of India
2. Advisory Committee, Jawahar Lal Nehru
Stadium, Gate No. 31 Lodhi Road,
New Delhi
3. State of Uttar Pradesh
4. Inspector General of Police,
State of Uttaranchal Respondents

Sri Vivek Shukla, Advocate for the petitioner
Standing Counsel for the respondents.

Dated: February 17, 2006

Hon'ble Rajesh Tandon J.

Heard Sri Vivek Shukla counsel for the petitioner and Smt. Anjali Bhargava, Standing counsel for the Central Government. Both the parties have agreed that the writ petition be finally disposed of at this stage.

By the present writ petition the petitioner has prayed for a writ of mandamus directing the respondents to decide the representation of the petitioner and to allocate the petitioner finally to the State of Uttaranchal.

Briefly stated the petitioner is posted as constable in 31st Battalion, P.A.C. Rudrapur. Before creation of State of Uttaranchal options were invited from the officials and the petitioner opted for the State of U.P. but later on he submitted another option on 13.08.2001 for retaining his service in the State of Uttaranchal. The petitioner has submitted that despite

his representations the respondents have finally allocated him for the State of U.P. After publication of tentative final allocation list on option was given to all the affected employees to place their genuine grievance through their representation. Pursuant to that petitioner approached the respondents but the respondents have not paid any heed to the request of the petitioner.

In view of above, liberty is given to the petitioner to file a fresh representation within a week after the receipt of the certified copy of this order to the respondent no. 1 who shall decide the same within three weeks thereafter.

Subject to the aforesaid observations, the writ petition is disposed of.

Dated: 17.2.2006

Rajesh Tandon J.

*Dhyani